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Attorneys for Plaintiff  
The Board of Trustees of The Leland Stanford Junior  
University

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

The Board of Trustees of The Leland Stanford  
Junior University,

Plaintiff,

v.

Stanford Financial Group Company and Stanford  
Group Company,

Defendants.

No. 3:08-cv-04950 CRB

**STIPULATION AND ~~[PROPOSED]~~  
ORDER CONTINUING HEARING  
DATES ON PENDING MOTIONS  
FROM MARCH 20, 2009 TO MAY 22,  
2009 AND SETTLEMENT  
CONFERENCE FROM MARCH 12,  
2009 TO MAY 11, 2009**

Pending Motions:  
Existing Date: March 20, 2009  
Stipulated Date: May 22, 2009  
Time: 10:00 a.m.  
Ctrm: 8

Hon. Charles R. Breyer

Settlement Conference:  
Existing Date: March 12, 2009  
Stipulated Date: May 11, 2009  
Time: 9:00 a.m.  
Ctrm: G

Magistrate Judge Bernard Zimmerman

Pursuant to Civil L.R. 7-7(a) and the Court's Standing Order, all parties to this action, by  
and through their respective counsel or record, hereby stipulate as follows:

On February 17, 2009, the Securities and Exchange Commission (the "SEC") filed a  
complaint in the United States District Court for the Northern District of Texas alleging

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STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING DATES

A/72850230.2/2004678-0000332067

1 securities fraud against defendant Stanford Group Company ("Stanford Group") and related  
2 companies and persons, including Stanford International Bank, Ltd., Stanford Capital  
3 Management, LLC, R. Allen Stanford, James M. Davis, and Laura Pendergest-Holt. The SEC  
4 also filed (1) a motion for temporary restraining, order freezing assets, order requiring an  
5 accounting, order requiring preservation of documents and order authorizing expedited discovery  
6 and (2) a motion to appoint a receiver. That same day, the District Court granted the temporary  
7 restraining order (attached hereto as Exhibit A) and entered an order appointing a receiver  
8 (attached hereto as Exhibit B).

9 In view of the temporary restraining order and the order appointing a receiver,  
10 Defendants Stanford Financial Group Company ("Stanford Financial") and Stanford Group have  
11 requested that the existing hearing dates in this matter be continued to allow the receiver time to  
12 determine how it wishes to proceed. Plaintiff The Board of Trustees of The Leland Stanford  
13 Junior University concurs with this request, and the parties wish to schedule a status conference  
14 with the Court in approximately 30 days to report on the case status. Specifically, the hearing  
15 date of Defendants' five pending motions and the scheduled settlement conference would be  
16 continued for approximately sixty days so that the receiver has adequate time to consider how it  
17 wishes to proceed in this case on behalf of the Defendants. Additionally, the Court would  
18 schedule a Case Management Conference for March 20, 2009, with a Joint Case Management  
19 Conference Statement due by March 13, 2009. The parties will update the Court as to the status  
20 of the SEC action and the receivership, and discuss how they suggest the case should proceed.

21 NOW THEREFORE, IT IS SO STIPULATED between the parties that there is good  
22 cause for the Court to enter an order resetting the hearing dates for Stanford Financial Group  
23 Company's Motion to Dismiss in Part for Lack of Personal Jurisdiction (Doc. No. 57), Stanford  
24 Group Company's Motion to Dismiss the First Amended Complaint For Failure to State a Claim  
25 on Which Relief Can be Granted (Doc. No. 62), Stanford Financial Group Company's Motion for  
26 Judgment on the Pleadings and to Dismiss the First Amended Complaint (Doc. No. 66), Stanford  
27 Financial Group Company's Motion to Dismiss a Portion of the First Amended Complaint for  
28 Lack of Subject-Matter Jurisdiction (Doc. No. 74), and Stanford Financial Group Company's

1 Motion for Partial Summary Judgment (Doc. No. 80), which are all currently set for March 20,  
2 2009, to **May 22, 2009**, with opposition and reply dates to run from the later, re-scheduled date  
3 pursuant to Civil L.R. 7-3.

4 IT IS FURTHER STIPULATED that a Case Management Conference be scheduled on  
5 March 20, 2009, with a Joint Case Management Conference Statement due by March 13, 2009.

6 IT IS FURTHER STIPULATED that the Settlement Conference before Magistrate Judge  
7 Bernard Zimmerman, which is currently set for March 12, 2009, be re-scheduled to a date  
8 available to Magistrate Judge Zimmerman, approximately on or about **May 11, 2009**.

9  
10 DATED: February 19, 2009

11  
12 Bingham McCutchen LLP

13  
14 By: /s/ William F. Abrams

15 William F. Abrams  
16 Bingham McCutchen LLP

17 Attorneys for Plaintiff  
18 The Board of Trustees of The Leland  
19 Stanford Junior University

20 DATED: February 19, 2009

21 Dillingham & Murphy LLP

22  
23 By: /s/ William F. Murphy

24 William F. Murphy  
25 Dillingham & Murphy, LLP

26 Curtis, Mallet-Prevost, Colt & Mosle LLP

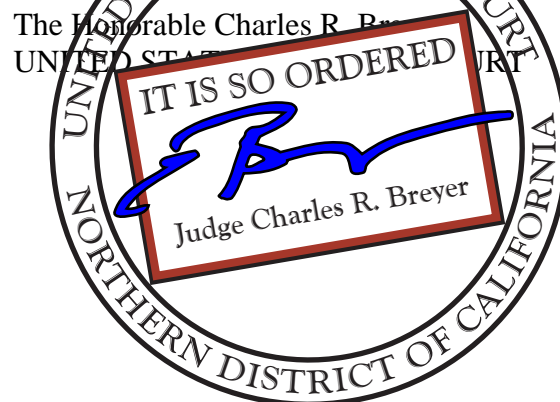
27 Attorneys for Defendants Stanford  
28 Financial Group Company and Stanford  
Group Company

**NOW THEREFORE, IT IS HEREBY ORDERED THAT** Stanford Financial Group Company's Motion to Dismiss in Part for Lack of Personal Jurisdiction (Doc. No. 57), Stanford Group Company's Motion to Dismiss the First Amended Complaint For Failure to State a Claim on Which Relief Can be Granted (Doc. No. 62), Stanford Financial Group Company's Motion for Judgment on the Pleadings and to Dismiss the First Amended Complaint (Doc. No. 66), Stanford Financial Group Company's Motion to Dismiss a Portion of the First Amended Complaint for Lack of Subject-Matter Jurisdiction (Doc. No. 74), and Stanford Financial Group Company's Motion for Partial Summary Judgment (Doc. No. 80), set for hearing on March 20, 2009, are re-scheduled for hearing at 10:00 a.m. in Courtroom 8 on **May 22, 2009**, with opposition and reply deadlines to be based on the re-scheduled date.

**IT IS FURTHER ORDERED THAT** a Case Management Conference is set for 8:30 a.m. in Courtroom 8 on **March 20, 2009**. The parties are ordered to file a Joint Case Management Conference Statement by **March 13, 2009**.

**IT IS FURTHER ORDERED THAT** the Settlement Conference before Magistrate Judge Bernard Zimmerman, which is currently set for March 12, 2009, is re-scheduled for **May 11, 2009**, at 9 a.m. in Courtroom G, or for such other date as may be available and convenient to the Magistrate Judge, the parties and their counsel prior to May 22, 2009.

DATED: February 20, 2009



**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, William F. Abrams, attest that concurrence in the filing of this document has been obtained from any signatories indicated by a "conformed" signature (/s/) within this e-filed document.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 19th day of February, 2009, at East Palo Alto, California.

DATED: February 19, 2009

BINGHAM MCCUTCHEN LLP

By: /s/ William F. Abrams  
William F. Abrams  
Bingham McCutchen LLP  
Attorneys for Plaintiff  
The Board of Trustees of The Leland Stanford  
Junior University

**PROOF OF SERVICE**

I hereby certify that on February 19, 2009, I caused a true and correct copy of the document entitled STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING DATES ON PENDING MOTIONS FROM MARCH 20, 2009 TO MAY 22, 2009 AND SETTLEMENT CONFERENCE FROM MARCH 12, 2009 TO MAY 11, 2009, to be electronically filed in accordance with Civil L.R. 5-5(b) and General Order No. 45. Accordingly, all counsel of record who are deemed to have consented to electronic service were served with true and correct copies of the above documents via the Court's CM/ECF system. All counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the above document via U.S. Mail, addressed as follows:

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DATED: February 19, 2009

/s/ William F. Abrams

William F. Abrams